1 2 3 4 5 UNITED STATES DISTRICT COURT 6 WESTERN DISTRICT OF WASHINGTON AT SEATTLE 7 KEITH RAWLINS, 8 Plaintiff, CASE NO. 2:19-cv-01905-RSM-BAT 9 ORDER DISMISSING WITHOUT 10 v. **PREJUDICE** DON MARLOW, et al., 11 Defendant. 12 13 Having reviewed the Report and Recommendation of the Honorable Brian A. Tsuchida, 14 15 United States Magistrate Judge, any objections or responses to that, and the remaining record, the Court finds and ORDERS: 16 17 The Court ADOPTS the Second Report and Recommendation. (1) 18 (2) Defendants' motion for summary judgment (Dkt. 25) is granted and the case is 19 dismissed without prejudice. All pending Motions are denied. 20 (3) The Clerk is directed to provide copies of this Order to the parties. 21 22 23

ORDER DISMISSING WITHOUT PREJUDICE - 1

Dated this 4<sup>th</sup> day of August, 2020.

RICARDO S. MARTINEZ

CHIEF UNITED STATES DISTRICT JUDGE